

REMARKS

The amendments herein are in addition to Amendments to the Title and Specification and Remarks related thereto filed with Applicants' Response of February 9, 2009, and replace the Amendments to and Listing of Claims and the Remarks relating to the Claims as well as to the objections and rejections directed to the Claims in that Response.

Claim 1 has been amended to correct identified informalities that somehow occurred in the printing of the Claim in Applicants' Response to Election/Restriction Requirement of July 28, 2008, to limit the definitions of R₁, R₄, R₅, R₇, R₉ and R₂₇, as enabled by the Specification, and delete definitions for R₁₀, R₁₁, R₁₂, R₁₃, R₁₄, R₁₅ and R₂₄, as no longer necessary as a result of the limitations to the other variables, as well as to make grammatical and stylistic changes for clarity.

Claim 2 has been amended to make minor stylistic changes for clarity.

Claim 3 has been amended to change wording, as suggested by the Examiner, and to make minor stylistic changes for clarity.

Claims 9 and 10 has been split and/or reworded to better conform with United States patent usage, an obvious typographical error has been corrected in Claim 11, and some minor stylistic and/or grammatical changes have been made, for clarity, to Claims 4-15, all of which Claims have been withdrawn by the Examiner, as of November 7, 2008, as a result of Applicants' election, with traverse, of July 28, 2008, to initially prosecute Claims 1-3 (Group III), with Applicants retaining the right to deal with the content of these Claims and other material in the Specification and new Claims in the future, and subject to rejoinder of process Claim 7, under 37CFR1.104, upon allowance of the compound Claims.

New Claims 16 and 17 have been created out of material deleted from Claims 9 and 10, respectively, in order to better conform with United States patent practice.

No new matter has been added to any of currently-pending Claims 1-17 (with Claims 4-15, presumably now Claims 4-17, at least initially withdrawn by the Examiner, as explained above) as a result of these changes, and, therefore, favorable reconsideration of this Application is respectfully requested.

Claim 1 was objected to over printing informalities with the words "independently" and "to" in various places in the Claim presented on July 28, 2008, and Claims 1 and 3 were rejected under 35USC112, second paragraph, over the use of "association" as unclear, and the ranges of R₁₀₋₂₃ and R₁₀₋₁₉ as indefinite.

As the current printing and various amendments to Claims 1 and 3 presented herewith are believed to satisfy the Examiner's objection and rejection, reconsideration and withdrawal of the objection and rejection is respectfully requested.

Claims 1 and 3 have been rejected under 35USC112, first paragraph, as the Specification was determined to be non-enabling.

The limitations to the Claims are believed to overcome this rejection, which Applicants respectfully request be reconsidered and withdrawn.

Claims 1-3 have been provisionally rejected on obviousness double patenting grounds as unpatentable over Claims 9 and 10 of copending Application 12/064068.

As the identified Claims have not been allowed, and with the Examiner's

understanding, Applicants will deal with the provisional rejection upon the independent allowance of the respective Applications.


Reconsideration and a stay of this rejection is respectfully requested.

SUMMARY

The Examiner's and requirements, objections and rejections, as well as the requirements of the Legal Instruments Examiner, having been addressed, and the Claims now believed to be in condition for allowance (subject to a resolution of the double-patenting rejection), such favorable action is earnestly solicited, with an early conditional Notice of Allowance being issued. If any remaining matters need to be resolved, however, Applicants respectfully request a telephone interview (the undersigned attorney may be contacted at the telephone number set forth below) with the Examiner prior to any adverse action being issued by the Office in response to these arguments, in order to facilitate allowance of the pending Claims.

Respectfully submitted,

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By 
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